

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

Confirm. No.: 9844

BACKLUND

Atty. Ref.: 2380-1292

Serial No. 10/500,308

TC/A.U.: 2143

Filed: March 11, 2005

Examiner: Fearer, M.D.

For: METHOD AND APPARATUS RELATING TO  
RETRANSMISSION OF DATA BETWEEN DIFFERENT  
PROTOCOL LAYERS

\* \* \* \* \*

**July 27, 2010**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT AFTER FINAL AND REQUEST FOR  
WITHDRAWAL OF FINALITY**

This amendment is responsive to an office action mailed April 27, 2010. Although the Office Action Summary PTOL-326 indicates the office action is non-final, in contradicting fashion enumerated paragraph 9 of the office action alleges that the office action is made Final. If Final, it is respectfully requested that the finality be withdrawn both in view of the contradiction and in view of the fact that the new grounds of rejection was not necessitated by Applicants' previous response (which included amendment only to correct dependency/typographical errors for claims 5 and 22, respectively). Please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2.

**Remarks/Arguments** begin on page 7.